

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

| | | |
|------------|---|------------------------------|
| Applicant | : Paul J. Cornay, et al. | |
| Appln. No. | : 10/723,366 | Confirmation No.: 8026 |
| Filed | : November 23, 2003 | Group Art Unit: 1723 |
| Title | : METHOD OF SEPARATING MATERIALS WITH A CONCENTRIC TUBULAR CENTRIFUGE (formerly, CONCENTRIC TUBULAR CENTRIFUGE) | Examiner: Cooley, Charles E. |

**NOTIFICATION OF LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS AND ERROR IN
PAYMENT OF FEES AS A SMALL ENTITY UNDER 37 CFR §§1.27(g)(2) and 1.28(c)**

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby notifies the United States Patent and Trademark Office that it is no longer entitled to status as a small entity, and that the claim for small entity status, set forth in the application filed on November 23, 2003, is hereby withdrawn.

The application was filed as a small entity, in good faith. However, it has come to the attention of the undersigned that some rights in the invention covered by this application may be subject to an agreement with a larger company, that would likely not qualify as a small business concern making this application likely applicable to large entity fees.

Itemization of the Deficiency Payment

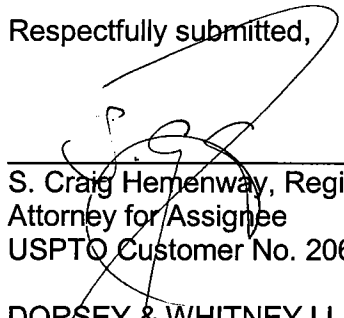
1. Small Entity application filing fee paid on November 23, 2003 in the amount of \$385.00; deficiency owed for application filing fee is \$405.00.
2. Small Entity excess claims fee paid on November 23, 2003 in the amount of \$360.00; deficiency owed for excess claims fee is \$1,640.00.
3. Small Entity excess independent claims fee paid on November 23, 2003 in the amount of \$215.00; deficiency owed for excess independent claims fee is \$785.00.

Please charge Deposit Account No. 04-1415 in the amount of \$2,830.00 as the additional amount due in payment of the excess filing fee, claims fee and independent claims fee. The Applicant believes no further fees or petitions are required. However, if any such petitions or fees are necessary, please consider this a request therefor and authorization to charge Deposit Account No. 04-1415 accordingly.

If the Examiner should require any additional information or amendment, please contact the undersigned attorney.

Dated: January 11, 2007.

Respectfully submitted,



S. Craig Hemenway, Registration No. 44,759
Attorney for Assignee
USPTO Customer No. 20686

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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| | | | |
|--|--|--------------------------|--------------------|
| Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">for FY 2006</h3> | | Complete if Known | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | Application Number | 10/723,366 |
| | | Filing Date | November 26, 2003 |
| | | First Named Inventor | Cornay |
| | | Examiner Name | Cooley, Charles E. |
| | | Art Unit | 1723 |
| TOTAL AMOUNT OF PAYMENT (\$) | | \$2,830.00 | |
| Attorney Docket No. | | 1228/US/2 | |

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Deposit Account Number: 04-1415 Deposit Account Name: Dorsey & Whitney LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or any underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid(\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|---------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

| Fee Description | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues) | 50 | 25 |
| Each independent claim over 3 (including Reissues) | 200 | 100 |
| Multiple dependent claims | 360 | 180 |

| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
|--------------------------|--------------|----------|---------------|
| _____ - 20 or HP = _____ | x | \$50.00 | = \$0.00 |

HP = highest number of total claims paid for, if greater than 20.

| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
|-------------------------|--------------|----------|---------------|
| _____ - 3 or HP = _____ | x | \$200.00 | = \$0.00 |

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE


If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|---------------------|--------------|--|------------|---------------|
| _____ - 100 = _____ | / 50 | _____ (round up to a whole) | x \$250.00 | = \$0.00 |

4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Deficiency due to withdrawal of small entity status**\$2,830.00****SUBMITTED BY**

| | | | | | | |
|-------------------|---|---------|--------------------------------------|--------|-----------|--------------|
| Signature |  | V.11/07 | Registration No. (Attorney/Agent) | 44,759 | Telephone | 303-629-3400 |
| Name (Print/Type) | S. Craig Hemeneway | | | | Date | 1/11/2007 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.